

## R E M A R K S

Claims 1 and 3 through 26 remain in this case, claim 2 being cancelled, claims 1, 4, and 5 being amended, and claims 17 through 26 being added by this preliminary amendment.

The specification was amended to correct typographical errors and other informalities. No new matter was introduced. Specifically, the specification has been amended to make slight nomenclature revisions to the language used in the specification.

The claims were amended as follows, to correct typographical errors and other informalities. No new matter was introduced. Specifically:

The language of existing claims 1, 4, and 5 has been modified to define the invention with more clarity and particularity. In addition, the limitations of claim 2 have been incorporated into claim 1. No new matter has been added. For claim 1, the location of the "high-pressure fluid" is discussed throughout the application (e.g. see page 17, lines 3-21). For claim 4, the amendment involved moving a phrase from the middle of the claim to the end. For claim 5, the replacement of "a closed loop" with "a second hydraulic machine" is fully supported by the specification (e.g. see page 6, line 21 - page 7, line 10).

New claims 17 through 22 have been added to claim a preferred embodiment disclosed for the first time in this second Continuation-In-Part application. These claims are fully supported by the specification. No new matter has been added. More specifically, for claim 17, see page 6, lines 7-20 and page 11, lines 12-24; for claim 18, see page 11 line 14; for claim 19, see page 19, lines 3-14; for claim 20, see page 28, lines 3-11; for claim 21, see page 10, lines 18-23; and for claim 22, see page 11, lines 2-8.

New claims 23 through 26 were in the original parent case as claims 14 through 17 and have been added to the present application.

The drawings were amended to add FIG. 10. No new matter was introduced by this amendment.

FIG. 10 has been added to illustrate the well known and conventional "closed loop" arrangement often used to interconnect a hydraulic pump and hydraulic motor, since the present invention has significant commercial value when connected in such conventional arrangements and is claimed in such an arrangement. Specifically, the features labeled in FIG. 10 are supported by page 6, line 21 to page 7, line 10 of the specification.

Applicant respectfully requests the entering of these amendments to the drawings, specification, and claims.

### Conclusion

Applicant believes the claims, as amended, are patentable over the prior art, and that this case is now in condition for allowance of all claims therein. Such action is thus respectfully requested. If the Examiner disagrees, or believes for any other reason that direct contact with Applicants' attorney would advance the prosecution of the case to finality, he is invited to telephone the undersigned at the number given below.

"Recognizing that Internet communications are not secured, I hereby authorize the PTO to communicate with me concerning any subject matter of this application by electronic mail. I understand that a copy of these communications will be made of record in the application file."

Respectfully Submitted:

--Gleasman *et al.*--

By: Morton A. Polster  
--Morton A. Polster, Reg. No. 20,960--

Attorney for Applicant

BROWN & MICHAELS, P.C.  
400 M&T Bank Building - 118 N. Tioga St.  
Ithaca, NY 14850  
(607) 256-2000 • (607) 256-3628 (fax)  
e-mail: docket@bpmlegal.com  
Dated: July 12, 2004